

1
2 UNITED STATES DISTRICT COURT
3 WESTERN DISTRICT OF WASHINGTON
4 AT TACOMA

5 UNITED STATES OF AMERICA,

6 Plaintiff-Respondent,

7 v.

8 JOSE LUIS PALOMINOS

9 Defendant-Movant.

10 CASE NO. CR06-5721BHS

11 ORDER DENYING MOTION FOR
12 REDUCTION OF SENTENCE

13 This matter comes before the court on Defendant-Movant Jose Luis Palominos'
14 (Palominos) Motion to Reduce Sentence Pursuant to 18 U.S.C. § 3582. Dkt. 93. The court has
15 reviewed the motion and the government's response (Dkt. 96).

16 Defendant seeks a reduction in sentence based on Amendment 788 to the Sentencing
17 Guidelines which made Amendment 782 to USSG 2D1.1. Because the sentence that Palominos
18 is serving is the applicable mandatory minimum sentence required by 21 U.S.C. § 841(b)(1)(A),
19 Defendant is ineligible for a reduction in sentence under 18 U.S.C. 3582(c)(2) and his motion
20 should be denied.

21 NOW, THEREFORE, IT IS HEREBY ORDERED that Palominos' Motion to Reduce
22 Sentence Pursuant to 18 U.S.C. § 3582 is DENIED.

23 Dated this 1st day of June, 2015.

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26 _____
27 BENJAMIN H. SETTLE
28 United States District Judge